

CALIFORNIA LEGISLATURE

2019–20 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED EIGHTY-SECOND LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Tuesday, June 2, 2020

The Senate met at 9 a.m.
Hon. Scott Wilk, of the 21st District, presiding.
Secretary Erika Contreras at the Desk.
Assistant Secretary Heshani Wijemanne reading.

ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Archuleta, Atkins, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Grove, Hertzberg, Hill, Hurtado, Leyva, McGuire, Mitchell, Moorlach, Nielsen, Pan, Portantino, Roth, Rubio, Stern, Umberg, Wieckowski, Wiener, and Wilk—30.

Quorum present.

(NOTE: Senator Lena Gonzalez will be excused this day on legislative business. Senators Bates, Beall, Jackson, Monning, Morrell, and Skinner will be excused this day to adhere to California Department of Public Health guidelines regarding coronavirus (COVID-19). Senator Melendez will be excused this day on personal business. Senators Hueso and Jones will be excused this day due to illness.)



MESSAGES FROM THE GOVERNOR

Governor's Office, State Capitol
June 2, 2020

To the Senate of the State of California:

I hereby respectfully withdraw from consideration, effective close of business June 2, 2020, the nomination of the following appointee heretofore submitted and now before your honorable body for confirmation.

Denise Bradley-Tyson Member, Board of Directors,
Hastings College of Law

Sincerely,

GAVIN NEWSOM, Governor

Above withdrawal transmitted to the Committee on Rules.

Governor's Office, State Capitol
June 2, 2020

To the Senate of the State of California:

I have the honor to transmit to you herewith the following appointments or reappointments heretofore made by me to offices which by law are to be filled by the Governor. These appointments are subject to Senate confirmation and consent. I hereby nominate these appointees to you and request your confirmation and consent.

Sincerely,

GAVIN NEWSOM, Governor

TINA S. BRAZIL, has been appointed to the Off-Highway Motor Vehicle Recreation Commission. Brazil has been a public safety dispatcher at the California Highway Patrol since 1997. She is president of the CHP-Public Safety Dispatchers Association and senior vice president of the California Statewide Law Enforcement Association. Appointed 05/08/2020. Effective 05/27/2020.

Member, Off-Highway Motor Vehicle Recreation Commission, vice,
Kevin P. Murphy, term expired. Term ending 01/15/2024.



ELLEN N. JUNN, has been appointed to the Western Interstate Commission for Higher Education. Junn has been president of California State University, Stanislaus since 2016. She was provost and vice president for academic affairs at California State University, Dominguez Hills from 2014 to 2016. Junn was provost and vice president for academic affairs at San Jose State University from 2012 to 2013. She was associate provost at Fresno State University from 2008 to 2011. Junn is an executive steering member of the Millennium Leadership Initiative—part of the American Association of State Colleges and Universities (AASCU), a member of the board of directors of California Partnership for the San Joaquin Valley, an executive committee member of the Central Valley Higher Education Consortium, and a member of ITHAKA Higher Ed Insights, American Psychological Association, and Phi Kappa Phi National Honor Society. She earned Doctor of Philosophy and Master of Arts degrees in cognitive and developmental psychology from Princeton University. Appointed 05/08/2020. Effective 05/28/2020.

Member, Western Interstate Commission for Higher Education, vice, Francisco Castro Rodriguez, term expired. Term ending 10/12/2023. Above appointments referred to the Committee on Rules.

COMMUNICATIONS AND PETITIONS

The following letter was ordered printed in the Journal:

May 29, 2020

The Honorable Betty Yee
California State Controller

Dear Controller Yee: I respectfully request to reduce my annual salary by fifteen percent (15%), effective immediately. If you receive this letter after the June 1st payroll is released, please deduct an amount on my next paycheck to make up for the missed deduction.

While the State is taking extraordinary measures to reduce its overall budget, I would like to show my support and commitment to fiscal responsibility during these extraordinary times. As I did in the Great Recession, I am taking this step because I cannot in good conscience ask my fellow Californians and State employees to share in this sacrifice if I am not willing to do the same.

Should you require additional information, please contact me on my cell at (650) 619-6430 or my Chief of Staff, Laura McWilliams, at (501) 860-3774.

Sincerely,
JERRY HILL
Senator, 13th District

MOTIONS, RESOLUTIONS AND NOTICES MEASURES WITHDRAWN AND PLACED ON FILE

Without objection, **SB 898** was withdrawn from the Committee on Appropriations and ordered to second reading.



UNANIMOUS CONSENT TO READ BILLS SECOND TIME

Without objection, measures reported out of the Committee on Energy, Utilities and Communications with the recommendation “Do Pass as Amended and Be Re-Referred to the Committee on Appropriations” will be given their second reading and amendments adopted upon being reported, and re-referred to Committee.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, June 2, 2020

Mr. President: The Committee on Rules has examined:

SB 999 SB 1049 SB 1146 SB 1157

And reports the same correctly engrossed.

ATKINS, Chair

Senate Chamber, June 2, 2020

Mr. President: The Committee on Rules has examined:

SB 808 SB 915 SB 939 SB 952
SB 970 SB 972 SB 980 SB 1079
SB 1141 SB 1190

And reports the same correctly engrossed.

ATKINS, Chair

Committee on Elections and Constitutional Amendments

Date of Hearing, June 2, 2020

Mr. President: The Committee on Elections and Constitutional Amendments, to which was referred:

AB 860

Reports the same back with the recommendation: Do pass, but first be re-referred to the Committee on Appropriations.

UMBERG, Chair

Above bill re-referred to the Committee on Appropriations.

Committee on Appropriations

Senate Chamber, June 2, 2020

Mr. President: The Chair of the Committee on Appropriations, to which were referred:

SB 860 SB 1207 SB 1441 SB 1472

Reports the same back with the recommendation: That the above bills be ordered to second reading pursuant to Senate Rule 28.8.

PORTANTINO, Chair

Above bills ordered to second reading.



Senate Chamber, June 2, 2020

Mr. President: The Chair of the Committee on Appropriations, to which were referred:

SB 794	SB 800	SB 864	SB 869
SB 903	SB 918	SB 1231	SB 1473

Reports the same back with the recommendation: That the above bills be ordered to second reading pursuant to Senate Rule 28.8, and be ordered to the consent calendar.

PORTANTINO, Chair

Above bills ordered to second reading.

Committee on Energy, Utilities and Communications

Date of Hearing, May 26, 2020

Mr. President: The Committee on Energy, Utilities and Communications, to which were referred:

SB 1058	SB 1069	SB 1130
SB 1215	SB 1312	SB 1448

Reports the same back with the recommendation: Do pass as amended, but first amend, and re-refer to the Committee on Appropriations.

HUESO, Chair

Above bills ordered to second reading.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill 1058—An act to add Sections 879.6 and 884.6 to the Public Utilities Code, relating to communications, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 1069—An act to add Section 2892.2 to the Public Utilities Code, relating to telecommunications.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 1130—An act to amend Sections 281, 912.2, and 914.7 of the Public Utilities Code, relating to telecommunications.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.



Senate Bill 1215—An act to amend Sections 218 and 8370 of, and to add Section 8373 to, the Public Utilities Code, relating to electricity.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 1312—An act to amend Section 320 of, and to add Article 14 (commencing with Section 925) to Chapter 4 of Part 1 of Division 1 of, the Public Utilities Code, relating to public utilities.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 1448—An act to amend Section 8386 of the Public Utilities Code, relating to fire prevention.

Bill read second time.

The amendments proposed by the Committee on Energy, Utilities and Communications were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES **Committee on Appropriations**

Senate Chamber, June 2, 2020

Mr. President: The Chair of the Committee on Appropriations, to which was referred:

SB 1102

Reports the same back with the recommendation: That the above bill be ordered to second reading pursuant to Senate Rule 28.8.

PORTANTINO, Chair

Above bill ordered to second reading.

Senate Chamber, June 2, 2020

Mr. President: The Chair of the Committee on Appropriations, to which were referred:

SB 865

SB 1173

SB 1257

SB 1296

SB 1410

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

PORTANTINO, Chair

Second Reading of Bills—Author's Amendments

Senate Bill 865—An act to amend Sections 4216, 4216.1, 4216.2, 4216.3, 4216.4, 4216.6, 4216.12, and 4216.17 of the Government Code, relating to excavations.

Bill read second time.



Senate Bill 1173—An act to amend Section 3558 of the Government Code, relating to public employment.

Bill read second time.

Senate Bill 1257—An act to amend Sections 6303 and 6314 of the Labor Code, relating to employment.

Bill read second time.

Senate Bill 1296—An act to add Division 23.6 (commencing with Section 33850) to the Public Resources Code, relating to natural resources.

Bill read second time.

Senate Bill 1410—An act to add Chapter 11.8 (commencing with Section 50810) to Part 2 of Division 31 of the Health and Safety Code, relating to housing, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

The amendments were read and adopted and the measures ordered printed, engrossed, and re-referred to the committee.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measure was introduced, read the first time, and transmitted to the Committee on Rules for assignment:

Senate Constitutional Amendment 10: By Senators Umberg, Pan, and Atkins—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article XXI thereof, relating to redistricting.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS (RESUMED)

Senate Bill 909—An act to amend Section 27002 of the Vehicle Code, relating to emergency vehicles, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to consent calendar.

Senate Bill 1459—An act to amend Section 99270.8 of the Public Utilities Code, relating to transportation, and declaring the urgency thereof, to take effect immediately.

Bill read second time and ordered to consent calendar.

Senate Bill 1175—An act to amend Section 2120 of, and to add Section 2351 to, the Fish and Game Code, to amend Section 122373 of, and to repeal Section 111067 of, the Health and Safety Code, and to amend Sections 597.3 and 597.4 of the Penal Code, relating to animals.

Bill read second time.

The amendments proposed by the Committee on Natural Resources and Water were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.



Senate Bill 974—An act to amend Section 21080 of the Public Resources Code, relating to environmental quality.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 995—An act to amend Sections 21180, 21181, 21183, 21189.1, and 21189.3 of, and to add Section 21157.8 to, the Public Resources Code, relating to environmental quality.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

Senate Bill 1099—An act to add Article 9.5 (commencing with Section 42010) to Chapter 3 of Part 4 of Division 26 of the Health and Safety Code, relating to nonvehicular air pollution.

Bill read second time.

The amendments proposed by the Committee on Environmental Quality were read and adopted and the measure ordered printed, engrossed, and re-referred to the Committee on Appropriations.

SENATE COMMITTEE ROLL CALLS

Committee on Elections and Constitutional Amendments

AB 860—Do pass and re-refer to the Committee on Appropriations

AYES (4)—Senators Hertzberg, Leyva, Stern, and Umberg.

NOES (1)—Senator Nielsen.

Date of Hearing: 6/2/2020

Umberg, Chair

Committee on Governmental Organization

SCA 6—Be adopted and re-refer to the Committee on Appropriations

AYES (9)—Senators Allen, Archuleta, Bradford, Dodd, Galgiani, Glazer, Hill, Portantino, and Wiener.

NOES (3)—Senators Borgeas, Nielsen, and Wilk.

Date of Hearing: 6/2/2020

Dodd, Chair



LEAVES OF ABSENCE

The following Senator was granted leave of absence for the day on legislative business: Senator Lena Gonzalez.

The following Senators were granted leaves of absence for the day to adhere to California Department of Public Health guidelines regarding coronavirus (COVID-19): Senators Bates, Beall, Jackson, Monning, Morrell, and Skinner.

The following Senator was granted leave of absence for the day on personal business: Senator Melendez.

The following Senators were granted leaves of absence for the day due to illness: Senators Hueso and Jones.

ADJOURNMENT

At 4 p.m., the Senate adjourned until 9 a.m., Wednesday, June 3, 2020.

MATHEW BURNS, Minute Clerk

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